

Department of Justice

§0.114

Attorney General for the Criminal Division or his or her delegee. The Director of the United States Marshals Service and officers of the United States Marshals Service designated by him shall also be authorized to transport, surrender, receive and maintain custody of prisoner-witnesses temporarily transferred from or to the United States pursuant to a treaty, executive agreement, or other legal authority, and accept reimbursement from foreign authorities when appropriate.

[Order No. 1913-94, 59 FR 46551, Sept. 9, 1994]

§0.112 Special deputation.

The Director, United States Marshals Service, is authorized to deputize the following persons to perform the functions of a Deputy U.S. Marshal in any district designated by the Director:

- (a) Selected officers or employees of the Department of Justice;
- (b) Selected federal, state, or local law enforcement officers whenever the law enforcement needs of the U.S. Marshals Service so require;
- (c) Selected employees of private security companies in providing courtroom security for the Federal judiciary;
- (d) Other persons designated by the Associate Attorney General pursuant to 28 CFR 0.19(a)(3).

All such deputations shall expire on a date certain which shall be stated on the face of the deputation.

[Order No. 1047-84, 49 FR 6485, Feb. 22, 1984, as amended at 61 FR 33657, June 28, 1996]

§0.113 Redelegation of authority.

The Director, U.S. Marshals Service, is authorized to redelegate to any of his subordinates any of the powers and functions vested in him by this subpart, except that the authority to approve "other necessary expenditures in the line of duty" of U.S. Marshals and Deputy U.S. Marshals may not be delegated below the Assistant Director level.

[Order No. 905-80, 45 FR 52145, Aug. 6, 1980]

Subpart U—Executive Office for Immigration Review

SOURCE: Order 1237-87, 52 FR 44971, Nov. 24, 1987, unless otherwise noted.

§0.114 Fees for services.

(a) The United States Marshals Service shall routinely collect fees according to the following schedule:

(1) For process forwarded for service for one U.S. Marshals Service Office or suboffice to another—\$3.00 per item forwarded;

(2) For process served by mail—\$3.00 per item mailed;

(3) For process served or executed personally—\$40.00 per item minimum if served by one U.S. Marshals Service employee, agent, or contractor in two regular office hours (duty hours) or less, or \$50.00 per item minimum if served by one U.S. Marshals Service employee, agent, or contractor in two overtime hours (non-duty hours) or less, plus travel costs and any other out-of-pocket expenses. For each additional hour, or portion thereof, and/or each additional U.S. Marshals Service employee, agent, or contractor—\$20.00 per duty hour (\$25.00 per non-duty hours) for each item served, plus travel costs and any other out-of-pocket expenses. Travel costs, including mileage, shall be calculated according to 5 U.S.C. chapter 57.

(4) For copies at the request of any party—\$.10 per page.

(5) For keeping and advertisement of property attached—actual expenses incurred.

(b) The United States Marshals Service shall collect the fees enumerated in paragraph (a) of this section, where applicable, even when process is returned to the court or the party unexecuted, as long as service is endeavored.

(c) Pursuant to 28 U.S.C. 565, the Director of the United States Marshals Service is authorized to use funds appropriated for the Service to make payments for expenses incurred pursuant to personal services contracts and cooperative agreements for the service of summonses on complaints, subpoenas, and notices, and for security guards.